

January 29, 1951.  
Judiciary No. 2.

**House File 266**  
By ROBINSON, POSTON, MUNGER, McNEAL,  
MALLONEE, UHLENHOPP, NELSON of Woodbury.

Passed House, Date .....  
Vote: Ayes..... Nays.....  
Passed Senate, Date.....  
Vote: Ayes..... Nays.....  
Approved .....

**A BILL FOR**

An Act to amend section six hundred thirty-eight point twenty-five (638.25), Code 1950, relating to expenses and extraordinary services in probate matters.

*Be It Enacted by the General Assembly of the State of Iowa:*

- 1     Section 1. Section six hundred thirty-eight point
- 2     twenty-five (638.25), Code 1950, is amended by inserting after
- 3     the word “estate” and before the word “and” in line seven (7)
- 4     thereof the following: “comma (,) joint tenancy property”.

**EXPLANATION OF H. F. 266**

This bill is necessary to clarify the present statute. Joint tenancy property generally requires substantial services on the part of fiduciaries and their counsel to perfect title satisfying estate and inheritance tax liabilities or freedom therefrom and frequently includes difficult investigations of facts to ascertain the contributions of joint tenants to the property. Fiduciaries, their counsel, and the courts are in doubt as to the proper interpretation of this action, and this section has been interpreted differently in various districts in the state. This will remove the present ambiguities.